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Attorney for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GREENACTION FOR HEALTH AND
ENVIRONMENTAL JUSTICE,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF THE
NAVY et al.,

Defendants.

Case No. 3:24-cv-3899-VC

**STIPULATION TO EXTEND
DEFENDANTS' RESPONSIVE
PLEADING DEADLINE**

Under Civil Local Rule 6-1(a), Plaintiff and Defendants (together, the “Parties”) stipulate to extend Defendants’ deadline to file a responsive pleading to October 30, 2024. The current deadline is September 16, 2024.

Plaintiff intends to file an amended complaint and Defendants anticipate filing a motion to dismiss under Federal Rule of Civil Procedure 12(b). The Parties met on September 3, 2024, to discuss a process for Plaintiff to file an amended complaint and Defendants to respond with a responsive pleading. After meeting, the Parties further coordinated on a process to facilitate filing of Plaintiff’s amended complaint and Defendants’ responsive pleading. Plaintiff would like to obtain three specifically-identified documents from Defendants that the Navy will make publicly available, and that will determine the timing of Plaintiff’s amended complaint.

The Parties believe it would serve judicial economy and the orderly administration of this case to extend Defendants’ responsive pleading deadline to allow Plaintiff to obtain the information sought and file an amended complaint before Defendants file a responsive pleading. The Parties believe this will allow Plaintiff to file one amended complaint and Defendants to file one motion to dismiss, rather than multiple rounds. Depending on when the Navy makes publicly available the three documents Plaintiff seeks, the Parties may need to stipulate to, or, if required, request an order from the Court for a further extension of Defendants’ responsive pleading deadline.

Respectfully Submitted,

Dated: September 10, 2024

/s/ with permission
Steven J. Castleman
Berkeley Law Environmental Law Clinic

Attorney for Plaintiff
Greenaction for Health and Environmental
Justice

Stipulation to Extend Defendants’
Responsive Pleading Deadline
Case No. 3:24-cv-3899-VC

Dated: September 10, 2024

/s/ David Mitchell

DAVID D. MITCHELL

United States Department of Justice
Environment & Natural Resources Division
Environmental Defense Section

Attorney for Defendants

FILING ATTESTATION

I attest that the signing counsel for Plaintiff concurs in filing this document.

Dated: September 10, 2024

/s/ David Mitchell

DAVID D. MITCHELL

United States Department of Justice
Environment & Natural Resources Division
Environmental Defense Section